



MINUTES

JUDICIARY INTERIM COMMITTEE

Wednesday, September 18, 2019 | 1:15 p.m. | 20 House Building

Members Present:

Rep. Karianne Lisonbee, Chair
Sen. Luz Escamilla
Sen. Lyle W. Hillyard
Rep. Cheryl K. Acton
Rep. Brady Brammer
Rep. Craig Hall
Rep. Jon Hawkins
Rep. Brian S. King
Rep. Travis M. Seegmiller
Rep. V. Lowry Snow
Rep. Steve Waldrip

Rep. Mark A. Wheatley

Members Absent:

Sen. Todd Weiler, Chair
Sen. Kirk A. Cullimore
Rep. Eric K. Hutchings
Rep. Stephanie Pitcher

Staff Present:

Mr. Joseph T. Wade, Policy Analyst
Ms. Jacqueline Carlton, Associate General Counsel
Mr. Nathan Erickson, Administrative Assistant

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Chair Lisonbee called the meeting to order at 1:21 p.m.

1 . Insanity Defense

Rep. Carol Moss introduced the issue of insanity defense.

Janice Perry Gully spoke to the issue of insanity defense.

Mark Moffatt, Criminal Defense Attorney, spoke to the issue of insanity defense and answered questions from the committee.

Dr. Trent Holmberg, President of Utah Psychiatric Association, spoke to the issue and answered questions from the committee.

Jeff Buhman, Executive Director, Statewide Association of Prosecutors, spoke to the issue of insanity defense.

Neal Hamilton, Trial Attorney at Salt Lake Legal Defender Association, spoke to the issue of insanity defense.

Chair Lisonbee opened the meeting for public comment.

Michelle McComber, Utah Medical Association, spoke to the issue of insanity defense.

Andrew F. Peterson, Assistant Solicitor General, spoke to the issue of insanity defense and answered questions from the committee.

Tyler Durns, psychiatry resident, University of Utah, spoke to the issue of insanity defense.

2 . Committee Business

MOTION: Rep. Brammer moved to approve the minutes of the August 21, 2019, meeting. The motion passed with a vote of 11 - 0 - 5.

Yeas-11

Rep. C. Acton
Rep. B. Brammer
Sen. L. Escamilla
Rep. C. Hall
Rep. J. Hawkins
Sen. L. Hillyard
Rep. B. King
Rep. K. Lisonbee
Rep. V. Snow
Rep. S. Waldrip
Rep. M. Wheatley

Nays-0Absent-5

Sen. K. Cullimore
Rep. E. Hutchings
Rep. S. Pitcher
Rep. T. Seegmiller
Sen. T. Weiler

3 . Oversight and Accountability of Prosecutors

Rep. Marsha Judkins introduced the topic and answered questions from the committee.

Kim Cordova, Executive Director, Utah Commission on Criminal and Juvenile Justice, spoke to the issue and answered questions from the committee.

Chair Lisonbee opened the meeting for public comment.

Albert Cramer, a member of the public, spoke to the issue.

4 . Trauma-Informed Services for Victims

[4a - Utah Code Section 63M-7-209, Trauma-informed justice program](#)

[4b - Commission on Criminal and Juvenile Justice – Multi-Disciplinary Trauma Informed Committee Report](#)

Jenny Livsey, a member of the public, explained her story.

Gary Scheller, Director, Utah Office for Victims of Crime, Utah Commission on Criminal and Juvenile Justice, reviewed the report and answered questions from the committee.

Chair Lisonbee opened the meeting for public comment.

Committee discussion.

MOTION: Rep. Brammer moved to open a committee bill file on Trauma Informed Services for Victims. The motion passed with a vote of 8 - 0 - 8.

Yeas-8

Rep. C. Acton
Rep. B. Brammer
Sen. L. Escamilla
Rep. C. Hall
Rep. J. Hawkins
Sen. L. Hillyard
Rep. K. Lisonbee
Rep. M. Wheatley

Nays-0Absent-8

Sen. K. Cullimore
Rep. E. Hutchings
Rep. B. King
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Sen. T. Weiler

5 . E-cigarettes Workgroup

[5a - Vaping and E-Cigarettes Presentation](#)

Rep. Lisonbee gave a presentation and discussed the E-Cigarettes Working Group.

MOTION: Rep. Hawkins moved to open a committee bill file to explore the issues and recommendations of the working group and the CDC. The motion passed with a vote of 8 - 0 - 8.

Yeas-8

Rep. C. Acton
Rep. B. Brammer
Sen. L. Escamilla
Rep. C. Hall
Rep. J. Hawkins
Sen. L. Hillyard
Rep. K. Lisonbee
Rep. M. Wheatley

Nays-0Absent-8

Sen. K. Cullimore
Rep. E. Hutchings
Rep. B. King
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Sen. T. Weiler

6 . Other Items/Adjourn

MOTION: Sen. Escamilla moved to adjourn. The motion passed with a vote of 8 - 0 - 8.

Yeas-8

Rep. C. Acton
Rep. B. Brammer
Sen. L. Escamilla
Rep. C. Hall
Rep. J. Hawkins
Sen. L. Hillyard
Rep. K. Lisonbee
Rep. M. Wheatley

Nays-0Absent-8

Sen. K. Cullimore
Rep. E. Hutchings
Rep. B. King
Rep. S. Pitcher
Rep. T. Seegmiller
Rep. V. Snow
Rep. S. Waldrip
Sen. T. Weiler

Chair Lisonbee adjourned the meeting at 3:48 p.m.